



UNITED STATES  
CIVILIAN BOARD OF CONTRACT APPEALS

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December 22, 2010

CBCA 2123-TRAV

In the Matter of PAUL R. DANLEY

Paul R. Danley, Euless, TX, Claimant.

Curtis L. Greenway, Attorney Advisor, United States Army Criminal Investigation Command, Department of the Army, Fort Belvoir, VA, appearing for Department of the Army.

**WALTERS**, Board Judge.

The Army Criminal Investigation Command (agency) seeks reconsideration of the Board's decision that claimant, Paul R. Danley, was entitled to his claim of \$3686 for the difference in meals per diem allowed for the period February 22, 2010, through June 15, 2010. During that period (with three noted exceptions, when claimant was detailed to Doha, Qatar), the Government neither furnished the claimant meals nor made meals available to him. The reduction of the specified meals per diem, from the full meals rate (\$109) to a "proportional" meals rate (\$71) during that period, we found to be without legal basis.

In its request for reconsideration, the agency has failed to present new facts that would bear on our decision, and the argument it presents regarding claimant's having been reimbursed for the "reasonable costs of his meals" during the period in question is essentially the same argument that it made prior to our decision. Mere disagreement with a decision or re-argument of points already made is not sufficient ground for seeking reconsideration. *Robert B. Barnes*, CBCA 2073-TRAV (Nov. 17, 2010). Although the agency alludes to the possibility of claimant's having been effectively overpaid for his meals during a later period (June 16 through July 21), that period was never the subject of the claim and is irrelevant to our decision.

Decision

The agency's request for reconsideration is denied.

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RICHARD C. WALTERS  
Board Judge